

**THE MINUTES OF THE CITY COUNCIL MEETING HELD
MONDAY, MAY 4, 2015 AT 3:00 P.M.**

The Meeting was called to order at 3:00 p.m. Present: Council Chair Emery; Council Members: Camp, Christensen, Cook, Eskridge, Fellers, Gaylor Baird; City Clerk, Teresa J. Meier.

Council Chair Emery announced that a copy of the Open Meetings Law is posted at the back of the Chamber by the northwest door. He asked all present to stand and recite the Pledge of Allegiance and observe a moment of silent meditation.

READING OF THE MINUTES

FELLERS Having been appointed to read the minutes of the City Council proceedings of April 27, 2015, reported having done so, found same correct.

Seconded by Gaylor Baird and carried by the following vote; AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

C-SPAN CITIES TOUR

C-Span Producer & Communications Relations Representative Ashley Hill, informed Council that they will be present in Lincoln to film & feature the City's history & literary life as part of their C-Span 2015 Cities Tour. The program will air throughout the weekend of June 6-7.

PUBLIC HEARING

APPLICATION OF JANELLI SANCHEZ VARGAS DBA CIELITO LINDO FOR THE ADDITION OF A CATERING LICENSE TO THEIR CLASS I LIQUOR LICENSE AT 100 NORTH 1ST STREET, SUITE 1. (4/27/15 - PUBLIC HEARING & ACTION CONT'D 1 WEEK TO 5/4/15) - Terry Pope-Gonzalez, 349 S. 1st Street, came forward to take the oath and commented on various issues. Discussion followed.
This matter was taken under advisement.

APPLICATION OF KIECHEL FINE ART, LLC DBA KIECHEL FINE ART TO EXPAND ITS CLASS C LIQUOR LICENSE BY THE ADDITION TO THE AREA OF A NEW LICENSED AREA DESCRIBED AS AN APPROXIMATELY 140 FEET BY 25 FEET THREE STORY BUILDING INCLUDING THE ROOFTOP AREA LOCATED AT 1208 O STREET - Frederick Buck Kiechel, owner of Kiechel Fine Art, 1208 O Street, came forward to take the oath and answer questions. Mr. Kiechel shared that they finished construction in their current location and now have a finished 4th floor and access to a roof top balcony. He stated they are asking for approval of the expansion of the existing liquor license to include the other two floors.

This matter was taken under advisement.

APPLICATION OF MEIER'S WINE, INC. DBA INNOVATION CAMPUS CONFERENCE CENTER FOR A CLASS I LIQUOR LICENSE AT 2021 TRANSFORMATION DRIVE;
MANAGER APPLICATION OF KEVIN R. MEIER FOR MEIER'S WINE, INC. DBA INNOVATION CAMPUS CONFERENCE CENTER AT 2021 TRANSFORMATION DRIVE - Kenneth Meier, owner of Meier's Wine, Inc., 1244 South Street., came forward to take the oath and answer questions. He stated that this application is in conformance with the Nebraska State Liquor Control Commission to help reduce the number of Special Designated Licenses. This is an application for a Class I liquor license for the Nebraska Innovation Campus Conference Center.

This matter was taken under advisement.

APPLICATION OF FAMOUS DAVE'S RIBS-U, INC. DBA FAMOUS DAVE'S FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 240 FEET BY 260 FEET AT 2750 PINE LAKE ROAD, PARKING LOT TO EAST, ON MAY 30, 2015 FROM 4:00 P.M. TO 10:30 P.M. - Charles Le Corgne Jr., Manager of Famous Dave's, 3645 L Street, came forward to state that this is their 6th Annual BBQ & Blues Festival. This event will have bands, tents, food, and beer. They will also be raising funds for the Make A Wish Foundation.

This matter was taken under advisement.

APPLICATION OF BLUE BLOOD BREWING COMPANY, INC. DBA BLUE BLOOD BREWING FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 70 FEET BY 40 FEET AT 500 WEST SOUTH STREET, SUITE 8 ON MAY 16,

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2015 FROM 12:00 P.M. TO 11:59 P.M. - Brian Podwinski, Co-founder of Blue Blood Brewing, 9322 S. 28th Street, came forward to state that this application is for the “Beer to There” bike event. This is an event where cyclists will ride their bikes and tour the breweries in Lincoln. He shared that their brewery is the final stop and they will have bands, food, and beer.

This matter was taken under advisement.

APPLICATION OF KEN’S LIQUOR, INC. FOR A SPECIAL DESIGNATED LICENSE TO COVER AN AREA MEASURING APPROXIMATELY 40 FEET BY 40 FEET AND AN OUTDOOR AREA MEASURING APPROXIMATELY 1500 FEET BY 400 FEET AT 1222 SOUTH 27TH STREET ON MAY 30, 2015 FROM 4:00 P.M. TO 1:00 A.M. - Michael J. Budzinski, Manager of Ken’s Liquor, 1350 N. 48th Street, came forward to state this application is for a wedding reception that is being held at the Children’s Zoo. Mr. Budzinski highlighted key information that was in the application with Council.

This matter was taken under advisement.

APPLICATION OF SMG FOOD & BEVERAGE, LLC FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 700 FEET BY 448 FEET AT PINWOOD BOWL THEATER AT 3201 SOUTH CODDINGTON ON MAY 30 AND JUNE 1 & 2, 2015 FROM 6:00 A.M. TO 2:00 A.M.;

APPLICATION OF SMG FOOD & BEVERAGE, LLC FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 786 FEET BY 482 FEET AT PINNACLE BANK ARENA AT 400 PINNACLE ARENA DRIVE ON JUNE 4, 5, 6 & 7, 2015 FROM 6:00 A.M. TO 2:00 A.M.;

APPLICATION OF SMG FOOD & BEVERAGE, LLC FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 700 FEET BY 448 FEET AT PINWOOD BOWL THEATER AT 3201 SOUTH CODDINGTON ON JUNE 22, 23 & 24, 2015 FROM 6:00 A.M. TO 2:00 A.M.;

APPLICATION OF SMG FOOD & BEVERAGE, LLC FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 700 FEET BY 448 FEET AT PINWOOD BOWL THEATER AT 3201 SOUTH CODDINGTON ON JULY 30 & 31 AND AUGUST 1, 2015 FROM 6:00 A.M. TO 2:00 A.M.;

APPLICATION OF SMG FOOD & BEVERAGE, LLC FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 700 FEET BY 448 FEET AT PINWOOD BOWL THEATER AT 3201 SOUTH CODDINGTON ON AUGUST 8, 9 & 10, 2015 FROM 6:00 A.M. TO 2:00 A.M.;

APPLICATION OF SMG FOOD & BEVERAGE, LLC FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 700 FEET BY 448 FEET AT PINWOOD BOWL THEATER AT 3201 SOUTH CODDINGTON ON AUGUST 20, 21 & 22, 2015 FROM 6:00 A.M. TO 2:00 A.M.;

APPLICATION OF SMG FOOD & BEVERAGE, LLC FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 700 FEET BY 448 FEET AT PINWOOD BOWL THEATER AT 3201 SOUTH CODDINGTON ON SEPTEMBER 10, 11 & 12, 2015 FROM 6:00 A.M. TO 2:00 A.M. - Tom Lorenz, General Manager of Pinnacle Bank SMG Lincoln, came forward to state that six of these applications will be held at Pinewood Bowl and one in the festival space at Pinnacle Bank Arena. Mr. Lorenz shared that this is the 4th season of shows at Pinewood Bowl and that there will be some additional shows announced at a later time. The festival space event is for Celebrate Lincoln which use to be held in the city streets. He shared that having it in the festival space will provide more infrastructure, parking, and the ability to expand the event. Discussion followed.

This matter was taken under advisement.

ASSESSING NUISANCE ABATEMENT COSTS ASSOCIATED WITH THE CLEAN UP WORK BY THE BUILDING AND SAFETY DEPARTMENT ON THE PROPERTY GENERALLY LOCATED AT 340 NW 19TH STREET - Chris Connolly, Assistant City Attorney, City Law Department, came forward to state that this property has been an issue for some time. A clean up was done on this property last fall and another in March. Mr. Connolly stated that they are asking for a lien to be imposed on the property for the cost of the clean up from last September which is a little over \$2,000.00. He also said that after the court confirms the cost for the clean up that was done in March, another lien will be imposed for those fees. At some point, the fees will need to be recovered and we could be looking at a foreclosure to recover those fees. Discussion followed.

This matter was taken under advisement.

APPROVING 48 BOWL, INC. DBA HOLLYWOOD BOWL AS A KENO SATELLITE SITE AT 920 NORTH 48TH STREET - Katrina Coffey, VP of Marketing, Big Red Keno, 11248 John Galt Blvd., came forward to state that she and the owner of Hollywood Bowl was available to answer questions.

This matter was taken under advisement.

APPROVING THE RENEWAL OF AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF LINCOLN AND THE UNIVERSITY OF NEBRASKA-LINCOLN OFFICE OF ONLINE AND DISTANCE EDUCATION TO PROVIDE FOR ONLINE PORTAL AND PROGRAM DELIVERY FOR ONLINE FOOD HANDLER AND CITY ALCOHOL/SELLER TRAINING PROGRAMS - Judy Halstead, Director of Lincoln Lancaster County Health Department, came forward to state that this is a two year agreement for the online portal that allows individuals to take the online courses for the food handler and server seller programs.

This matter was taken under advisement.

APPROVING A TRANSFER OF APPROPRIATIONS IN THE AMOUNT OF \$10,181.36 FROM GENERAL FUND, ACCOUNT 01001.5989 (DISCRETIONARY FUNDS OF JONATHAN COOK) TO ACCOUNT 409360.6138, PARKS & RECREATION DEPARTMENT CIP COMMUNITY ACTION PROGRAM - Lynn Johnson, Director of Parks and Recreation, came forward to state that the intent is to transfer City Council discretionary funds to the Parks and Recreation Community Improvement Program. Mr. Johnson shared that Council Member Jonathan Cook intended that his remaining funds be used to help promote neighborhood groups working on activities and projects that would benefit parts of their neighborhood. Mr. Johnson expressed his appreciation to Council Member Cook for his donations.

Council Chair Emery asked Council Member Cook to clarify how the discretionary funds came about.

Council Member Cook stated that over 10 years ago, the Council budget did include discretionary funds for council members that could be used for research and conferences. Due to difficult budget years that portion of the budget was no longer funded and available. Council Member Cook shared that he had used some of his funds but not all and believes that the CIP Community Action Program for Parks and Recreation is a good fit for the remaining funds. Discussion followed.

This matter was taken under advisement.

CHANGE OF ZONE 15011 - APPLICATION OF TRONCONE FAMILY TRUST FOR A CHANGE OF ZONE FROM AG AGRICULTURAL DISTRICT TO AGR AGRICULTURAL RESIDENTIAL DISTRICT ON PROPERTY GENERALLY LOCATED AT 9400 SOUTH 56TH STREET - Mike Eckert, Civil Design Group, 5353 Executive Woods Dr., came forward to state this is 46 acres surrounded by acreages now. We're going to do acreages now of about 1 acre in size. We're building streets to city standards, concrete curb & gutter so they'll function like City streets. We're building city standard sewer mains connected to private treatment facilities so that will allow for an easy tap on when the city decides to annex. Discussion followed.

This matter was taken under advisement.

TEXT AMENDMENT 15003 - AMENDING SECTION 27.63.090 OF THE LINCOLN MUNICIPAL CODE TO PROVIDE THAT THE NUMBER OF MEMBERS RESIDING IN A DWELLING FOR MEMBERS OF A RELIGIOUS ORDER MAY BE INCREASED UP TO 100% WHEN THE DWELLING IS LOCATED WITHIN 600 FEET FROM THE BOUNDARY OF A SCHOOL, CHURCH, OR EARLY CHILDHOOD CARE FACILITY SERVED BY THE MEMBERS AND AMENDING TABLE 27.72.010(C) "EXCEPTIONS TO THE MINIMUM LOT REQUIREMENTS IN THE AG AND AGR DISTRICTS" IN SECTION 27.72.010(C) OF THE LINCOLN MUNICIPAL CODE TO ALLOW A DWELLING FOR MEMBERS OF A RELIGIOUS ORDER IN THE AG DISTRICT ON A LOT HAVING A MINIMUM AREA OF FIVE ACRES - Bill Medina, representing the Catholic Bishop of Lincoln, 2241 O Street, came forward to share that they are proposing these text amendments that will allow them more flexibility to help with housing and finding places for their sisters and priests to live.

This matter was taken under advisement.

VACATION 15004 - VACATING APPROXIMATELY 0.34 ACRES OF M STREET RIGHT-OF-WAY ALONG THE SOUTH SIDE OF "M" STREET FROM A POINT 15 FEET WEST OF THE EAST RIGHT-OF-WAY LINE OF 7TH STREET TO THE WEST RIGHT-OF-WAY LINE OF 8TH STREET, AND A PORTION OF L STREET RIGHT-OF-WAY ALONG THE NORTH SIDE OF "L" STREET FROM A POINT 15 FEET WEST OF THE EAST RIGHT-OF-WAY LINE OF 7TH STREET TO THE WEST RIGHT-OF-WAY LINE OF 8TH STREET. (RELATED ITEMS: 15-64, 15R-84, 15R-85);

APPROVING A PERMANENT SUBSURFACE UNDERGROUND GEOTHERMAL AND PERMANENT ABOVE GROUND ACCESS EASEMENT AGREEMENT BETWEEN THE CITY OF LINCOLN AND THE DAIRY HOUSE, LLC GRANTING THE DAIRY HOUSE AN EASEMENT TO INSTALL, OPERATE, INSPECT, MAINTAIN, REPAIR, AND REPLACE GEOTHERMAL WELLS BENEATH A PORTION OF THE 8TH STREET AND "M" STREET PUBLIC RIGHT OF WAYS; AND GRANTING THE DAIRY HOUSE AN EASEMENT TO CONFIGURE, STRIPE, MARK, AND USE PORTIONS OF THE SURFACE OF SAID RIGHT-OF-WAYS FOR PARKING AND ACCESS ACROSS THE EASEMENT AREAS TO PERFORM SUCH WORK, ON PROPERTY GENERALLY LOCATED BETWEEN "M" STREET AND "L" STREET AND 7TH STREET AND 8TH STREET. (RELATED ITEMS: 15-64, 15R-84, 15R-85) (ACTION DATE: 5/11/15);

APPROVING A MAINTENANCE AND REPAIR AND PUBLIC ACCESS EASEMENT AGREEMENT BETWEEN THE DAIRY HOUSE, LLC AND THE CITY OF LINCOLN, GRANTING THE CITY A MAINTENANCE AND REPAIR EASEMENT OVER A PORTION OF VACATED M STREET AND L

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STREET, TO MAINTAIN AND REPAIR THE ABUTTING NON-VACATED M AND L STREET AND GRANTING THE CITY A PUBLIC ACCESS EASEMENT TO USE THE SIDEWALKS LOCATED ON VACATED M STREET AND L STREET OR GRANTOR'S PROPERTY FOR PEDESTRIAN ACCESS, ON PROPERTY GENERALLY LOCATED BETWEEN "M" STREET AND "L" STREET AND 7TH STREET AND 8TH STREET. (RELATED ITEMS: 15-64, 15R-84, 15R-85) (ACTION DATE: 5/11/15) - Brian Boles, Dairy House, LLC., 729 Q St., came forward to state they are moving operations from the Haymarket to the South Haymarket. This will allow us to add more geothermal wells. We try to optimize the building energy with the process energy. By doing that, we get considerable savings.

Council Member Jon Camp inquired what the lime green portion was on the map.

Mr. Boles replied that according to the South Haymarket Development Plan, they want to make 8th St. a parkway street. Discussion followed.

Mr. Boles stated they'll have a 7.5 ft. sidewalk along M & L St. and then a 6.5 ft. sidewalk along 8th Street. We'll be adding 92 jobs, another \$3 million in salaries. The block has been placed on the Register of Historic Places.

Council Member Jonathan Cook inquired about the options on saving money on energy and the use of District Energy Corporation.

Mr. Boles shared that they have 12 different well fields primarily because of District Energy network and a great local installer base. Discussion followed.

Mr. Cook requested for David Carey, Acting Planning Director to come forward and clarify the thought process behind the vacation of City right-of-way.

David Carey, Acting Planning Director, came forward and said the best way to view this project is as a package because there are several different things occurring. The redevelopment plan for this block was approved back in 2010. The intentions of the redevelopment plan is to redevelop this block and have the employer go to this location to rehabilitate and reuse the historic building. Those are benefits to the community that are already in motion. Adding the geothermal aspect of the project creates another level of uniqueness that is brought to this proposal for the right-of-way vacation. It makes sense to do the right-of-way vacation considering the geothermal aspect and the history of this block. Also because this is an existing building we are retaining the physical foot print of the building which we want to see continue to be there. Discussion followed.

Council Member Carl Eskridge inquired what the legal options would be in the future, if there was a need to have to change this right-of-way vacation.

Rick Peo, Assistant City Attorney, came forward to state that ultimately you have the power of imminent domain. He said overtime development changes and you can't always look to far into the future. The Discussion followed.

This matter was taken under advisement.

COUNCIL ACTION

REPORTS OF CITY OFFICERS

APPROVING A CONTRACT BETWEEN THE CITY OF LINCOLN AND ACP INTERNATIONAL DBA SA-SO FOR THE ANNUAL SUPPLY FOR FIBER CABLE MARKER TAGS, PURSUANT TO QUOTE NO. 5076, FOR A FOUR YEAR TERM - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-88897 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the Contract between the City of Lincoln and ACP International dba SA-SO for the annual requirements for Fiber Cable Marker Tags, pursuant to Quote No. 5076, for a four-year term, upon the terms and condition as set forth in said Contract, is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

Introduced by Jonathan Cook

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPROVING A CONTRACT BETWEEN THE CITY OF LINCOLN AND ACCURATE FORMS AND SUPPLIES FOR THE ANNUAL SUPPLY FOR PARKING TICKET ENVELOPES, PURSUANT TO QUOTE NO. 5053, FOR A FOUR-YEAR TERM - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-88898 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the Contract between the City of Lincoln and Accurate Forms and Supplies for the annual requirements for Parking Ticket Envelopes, pursuant to Quote No. 5053, for a four-year term, upon the terms and condition as set forth in said Contract, is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

Introduced by Jonathan Cook

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

RESOLUTION LEVYING THE SPECIAL TAXES ASSESSED FOR THE COSTS OF THE IMPROVEMENTS IN THE COLLEGE VIEW BUSINESS IMPROVEMENT DISTRICT, HAVELOCK STREET MAINTENANCE BUSINESS IMPROVEMENT DISTRICT, NORTH 27TH STREET MAINTENANCE BUSINESS IMPROVEMENT DISTRICT, SOUTH STREET MAINTENANCE BUSINESS IMPROVEMENT DISTRICT AND UNIVERSITY PLACE MAINTENANCE BUSINESS IMPROVEMENT DISTRICT - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-88899 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska, that: The special taxes assessed April 27, 2015, to pay the costs of the improvements in the College View Maintenance Business Improvement District, Havelock Street Maintenance Business Improvement District, North 27th Street Maintenance Business Improvement District, South Street Maintenance Business Improvement District and University Place Maintenance Business Improvement District are hereby levied and shall bear interest at 14% and that the period of time in which the assessments are to be paid shall be one (1) year.

Introduced by Carl Eskridge

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

CLERK'S LETTER AND MAYOR'S APPROVAL OF RESOLUTION AND ORDINANCES PASSED BY CITY COUNCIL ON APRIL 20, 2015 - CLERK presented said report which was placed on file in the Office of the City Clerk. (27-1)

REPORT FROM CITY TREASURER OF CITY CASH ON HAND AT THE CLOSE OF BUSINESS ON MARCH 31, 2015. - CLERK presented said report which was placed on file in the Office of the City Clerk. (5-21)

PETITIONS & COMMUNICATIONS

SETTING THE HEARING DATE OF MONDAY MAY 11, 2015 AT 3:00 P.M. ON THE APPLICATION OF MSKDJ INC. DBA SCHILLINGBRIDGE CORK & TAP HOUSE FOR AN OUTDOOR SDL AT 575 FALLBROOK BOULEVARD FOR A MUSIC FESTIVAL ON JUNE 27 & 28, 2015 FROM 11:00 A.M. TO 1:00 A.M. - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-88900 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, May 11, 2015 at 3:00 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE for the application of MSKDJ Inc. dba Schillingbridge Cork & Tap House for an outdoor SDL at 575 Fallbrook Boulevard for a music festival on June 27 & 28, 2015 from 11:00 a.m. to 1:00 a.m.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Carl Eskridge

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

SETTING THE HEARING DATE OF MONDAY MAY 11, 2015 AT 3:00 P.M. ON THE APPLICATION OF RHINODYNAMICS INC. DBA DUFFY'S TAVERN FOR AN OUTDOOR SDL AT 1412 O STREET ON MAY 16 & 17, 2015 FROM 12:00 P.M. TO 2:00 A.M. - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-88901 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, May 11, 2015 at 3:00 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE for the application of Rhinodynamics Inc. dba Duffy's Tavern for an outdoor SDL at 1412 O Street on May 16 & 17, 2015 from 12:00 p.m. to 2:00 a.m.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Carl Eskridge

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

SETTING THE HEARING DATE OF MONDAY MAY 18, 2015 AT 5:30 P.M. ON THE APPLICATION OF SALEOFF ENTERPRISES INC. DBA SMOKERS CORNER (FORMERLY WEST O OFFSALE), HOLDER OF AN EXISTING CLASS D LIQUOR LICENSE, FOR A CHANGE OF LOCATION FROM 1930 W O STREET TO 1545 CORNHUSKER HIGHWAY - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

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A-88902 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, May 18, 2015 at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE for the application of Saleoff Enterprises Inc. dba Smokers Corner (formerly West O Offsale), holder of an existing Class D Liquor License, for a change of location from 1930 W. O Street to 1545 Cornhusker Highway.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Carl Eskridge

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

LIQUOR RESOLUTIONS

APPLICATION OF JANELLI SANCHEZ VARGAS DBA CIELITO LINDO FOR THE ADDITION OF A CATERING LICENSE TO THEIR CLASS I LIQUOR LICENSE AT 100 NORTH 1ST STREET, SUITE 1. (4/27/15 - PUBLIC HEARING & ACTION CONT'D 1 WEEK TO 5/4/15) - PRIOR to reading:

CAMP Moved to continue Public Hearing & Action for 1 week to 05/11/15.

Seconded by Gaylor Baird & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPLICATION OF KIECHEL FINE ART, LLC DBA KIECHEL FINE ART TO EXPAND ITS CLASS C LIQUOR LICENSE BY THE ADDITION TO THE AREA OF A NEW LICENSED AREA DESCRIBED AS AN APPROXIMATELY 140 FEET BY 25 FEET THREE STORY BUILDING INCLUDING THE ROOFTOP AREA LOCATED AT 1208 O STREET - CLERK read the following resolution, introduced by Jon A. Camp, who moved its adoption for approval:

A-88903 That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that the application of Kiechel Fine Art, LLC dba Kiechel Fine Art to expand its licensed premises by the addition to the area for a new licensed area described as an approximately 140 feet by 25 feet three story building including the rooftop area, at 1208 O Street, Lincoln, Nebraska, be approved with the condition that the premises complies in every respect with all City and State regulations, specifically the Smoking Regulation Act and the Nebraska Clean Indoor Air Act.

BE IT FURTHER RESOLVED that the City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon A. Camp

Seconded by Fellers & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPLICATION OF MEIER'S WINE, INC. DBA INNOVATION CAMPUS CONFERENCE CENTER FOR A CLASS I LIQUOR LICENSE AT 2021 TRANSFORMATION DRIVE - CLERK read the following resolution, introduced by Jon A. Camp, who moved its adoption for approval:

A-88904 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that the application of Meier's Wine, Inc. dba Innovation Campus Conference Center for a Class "I" liquor license at 2021 Transformation Drive, Lincoln, Nebraska, for the license period ending April 30, 2016, be approved with the condition that:

1. All employees must possess a valid Responsible Beverage Server/Seller Permit as required by Section 5.04.124 of the Lincoln Municipal Code.

2. The premises must comply in every respect with all city and state regulations.

The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon A. Camp

Seconded by Fellers & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

MANAGER APPLICATION OF KEVIN R. MEIER FOR MEIER'S WINE, INC. DBA INNOVATION CAMPUS CONFERENCE CENTER AT 2021 TRANSFORMATION DRIVE - CLERK read the following resolution, introduced by Jon A. Camp, who moved its adoption for approval:

A-88905 WHEREAS, Meier's Wine, Inc. dba Innovation Campus Conference Center located at 2021 Transformation Drive, Lincoln, Nebraska has been approved for a Retail Class "I" liquor license, and now requests that Kevin R. Meier be named manager;

WHEREAS, Kevin R. Meier appears to be a fit and proper person to manage said business.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that Kevin R. Meier be approved as manager of this business for said licensee. The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon A. Camp

Seconded by Fellers & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPLICATION OF FAMOUS DAVE'S RIBS-U, INC. DBA FAMOUS DAVE'S FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 240 FEET BY 260 FEET AT 2750 PINE LAKE ROAD, PARKING LOT TO EAST, ON MAY 30, 2015 FROM 4:00 P.M. TO 10:30 P.M. - CLERK read the following resolution, introduced by Jon A. Camp, who moved its adoption for approval:

A-88906 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that the application of Famous Dave's Ribs-U, Inc. dba Famous Dave's for a special designated license to cover an outdoor area measuring approximately 240 feet by 260 feet at 2750 Pine Lake Road, parking lot to east, Lincoln, Nebraska, on May 30, 2015, between the hours of 4:00 p.m. and 10:30 p.m., be approved with the condition that the premises complies in every respect with all City and State regulations and with the following requirements:

1. Identification to be checked, wristbands required on all parties wishing to consume alcohol.
2. Adequate security shall be provided for the event.
3. The area requested for the permit shall be separated from the public by a fence or other means.
4. Responsible alcohol service practices shall be followed.

BE IT FURTHER RESOLVED the City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon A. Camp

Seconded by Fellers & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPLICATION OF BLUE BLOOD BREWING COMPANY, INC. DBA BLUE BLOOD BREWING FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 70 FEET BY 40 FEET AT 500 WEST SOUTH STREET, SUITE 8 ON MAY 16, 2015 FROM 12:00 P.M. TO 11:59 P.M. - CLERK read the following resolution, introduced by Jon A. Camp, who moved its adoption for approval:

A-88907 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that the application of Blue Blood Brewing Company, Inc. dba Blue Blood Brewing for a special designated license to cover an outdoor area measuring approximately 70 feet by 40 feet at 500 West South Street, Suite 8, Lincoln, Nebraska, on May 16, 2015, between the hours of 12:00 p.m. and 11:59 p.m., be approved with the condition that the premises complies in every respect with all City and State regulations and with the following requirements:

1. Identification to be checked, wristbands required on all parties wishing to consume alcohol.
2. Adequate security shall be provided for the event.
3. The area requested for the permit shall be separated from the public by a fence or other means.
4. Responsible alcohol service practices shall be followed.

BE IT FURTHER RESOLVED the City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon A. Camp

Seconded by Fellers & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPLICATION OF KEN'S LIQUOR, INC. FOR A SPECIAL DESIGNATED LICENSE TO COVER AN AREA MEASURING APPROXIMATELY 40 FEET BY 40 FEET AND AN OUTDOOR AREA MEASURING APPROXIMATELY 1500 FEET BY 400 FEET AT 1222 SOUTH 27TH STREET ON MAY 30, 2015 FROM 4:00 P.M. TO 1:00 A.M. - CLERK read the following resolution, introduced by Jon A. Camp, who moved its adoption for approval:

A-88908 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that the application of Ken's Liquor, Inc. for a special designated license to cover an indoor area measuring approximately 40 feet by 40 feet and an outdoor area measuring approximately 1500 feet by 400 feet in the

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Lincoln Children's Zoo, 1222 South 27th Street, Lincoln, Nebraska, on May 30, 2015, between the hours of 4:00 p.m. and 1:00 a.m., be approved with the condition that the premises complies in every respect with all City and State regulations and with the following requirements:

1. Identification to be checked, wristbands required on all parties wishing to consume alcohol.
2. Adequate security shall be provided for the event.
3. The area requested for the permit shall be separated from the public by a fence or other means.
4. Responsible alcohol service practices shall be followed.

BE IT FURTHER RESOLVED the City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon A. Camp

Seconded by Fellers & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPLICATION OF SMG FOOD & BEVERAGE, LLC FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 700 FEET BY 448 FEET AT PINWOOD BOWL THEATER AT 3201 SOUTH CODDINGTON ON MAY 30 AND JUNE 1 & 2, 2015 FROM 6:00 A.M. TO 2:00 A.M. - CLERK read the following resolution, introduced by Jon A. Camp, who moved its adoption for approval:

A-88909 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that the application of SMG Food & Beverage, LLC for a special designated license to cover an outdoor area measuring approximately 700 feet by 448 feet in the Pinewood Bowl Theater, 3201 South Coddington, Lincoln, Nebraska, on May 30 and June 1 & 2, 2015, between the hours of 6:00 a.m. and 2:00 a.m., be approved with the condition that the premises complies in every respect with all City and State regulations and with the following requirements:

1. Identification to be checked, wristbands required on all parties wishing to consume alcohol.
2. Adequate security shall be provided for the event.
3. The area requested for the permit shall be separated from the public by a fence or other means.
4. Responsible alcohol service practices shall be followed.

BE IT FURTHER RESOLVED the City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon A. Camp

Seconded by Fellers & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPLICATION OF SMG FOOD & BEVERAGE, LLC FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 786 FEET BY 482 FEET AT PINNACLE BANK ARENA AT 400 PINNACLE ARENA DRIVE ON JUNE 4, 5, 6 & 7, 2015 FROM 6:00 A.M. TO 2:00 A.M. - CLERK read the following resolution, introduced by Jon A. Camp, who moved its adoption for approval:

A-88910 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that the application of SMG Food & Beverage, LLC for a special designated license to cover an outdoor area measuring approximately 786 feet by 482 feet in the Pinnacle Bank Arena, 400 Pinnacle Bank Arena Drive, Lincoln, Nebraska, on June 4, 5, 6 & 7, 2015, between the hours of 6:00 a.m. and 2:00 a.m., be approved with the condition that the premises complies in every respect with all City and State regulations and with the following requirements:

1. Identification to be checked, wristbands required on all parties wishing to consume alcohol.
2. Adequate security shall be provided for the event.
3. The area requested for the permit shall be separated from the public by a fence or other means.
4. Responsible alcohol service practices shall be followed.

BE IT FURTHER RESOLVED the City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon A. Camp

Seconded by Fellers & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPLICATION OF SMG FOOD & BEVERAGE, LLC FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 700 FEET BY 448 FEET AT PINEWOOD BOWL THEATER AT 3201 SOUTH CODDINGTON ON JUNE 22, 23 & 24, 2015 FROM 6:00 A.M. TO 2:00 A.M. - CLERK read the following resolution, introduced by Jon A. Camp, who moved its adoption for approval:

A-88911 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that the application of SMG Food & Beverage, LLC for a special designated license to cover an outdoor area measuring approximately 700 feet by 448 feet in the Pinewood Bowl Theater, 3201 South Coddington, Lincoln, Nebraska, on June 22, 23 & 24, 2015, between the hours of 6:00 a.m. and 2:00 a.m., be approved with the condition that the premises complies in every respect with all City and State regulations and with the following requirements:

1. Identification to be checked, wristbands required on all parties wishing to consume alcohol.
2. Adequate security shall be provided for the event.
3. The area requested for the permit shall be separated from the public by a fence or other means.
4. Responsible alcohol service practices shall be followed.

BE IT FURTHER RESOLVED the City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon A. Camp

Seconded by Fellers & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPLICATION OF SMG FOOD & BEVERAGE, LLC FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 700 FEET BY 448 FEET AT PINEWOOD BOWL THEATER AT 3201 SOUTH CODDINGTON ON JULY 30 & 31 AND AUGUST 1, 2015 FROM 6:00 A.M. TO 2:00 A.M. - CLERK read the following resolution, introduced by Jon A. Camp, who moved its adoption for approval:

A-88912 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that the application of SMG Food & Beverage, LLC for a special designated license to cover an outdoor area measuring approximately 700 feet by 448 feet in the Pinewood Bowl Theater, 3201 South Coddington, Lincoln, Nebraska, on July 30 & 31 and August 1, 2015, between the hours of 6:00 a.m. and 2:00 a.m., be approved with the condition that the premises complies in every respect with all City and State regulations and with the following requirements:

1. Identification to be checked, wristbands required on all parties wishing to consume alcohol.
2. Adequate security shall be provided for the event.
3. The area requested for the permit shall be separated from the public by a fence or other means.
4. Responsible alcohol service practices shall be followed.

BE IT FURTHER RESOLVED the City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon A. Camp

Seconded by Fellers & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPLICATION OF SMG FOOD & BEVERAGE, LLC FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 700 FEET BY 448 FEET AT PINEWOOD BOWL THEATER AT 3201 SOUTH CODDINGTON ON AUGUST 8, 9 & 10, 2015 FROM 6:00 A.M. TO 2:00 A.M. - CLERK read the following resolution, introduced by Jon A. Camp, who moved its adoption for approval:

A-88913 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that the application of SMG Food & Beverage, LLC for a special designated license to cover an outdoor area measuring approximately 700 feet by 448 feet in the Pinewood Bowl Theater, 3201 South Coddington, Lincoln, Nebraska, on August 8, 9 & 10, 2015, between the hours of 6:00 a.m. and 2:00 a.m., be approved with the condition that the premises complies in every respect with all City and State regulations and with the following requirements:

1. Identification to be checked, wristbands required on all parties wishing to consume alcohol.
2. Adequate security shall be provided for the event.
3. The area requested for the permit shall be separated from the public by a fence or other means.

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4. Responsible alcohol service practices shall be followed.

BE IT FURTHER RESOLVED the City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon A. Camp

Seconded by Fellers & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPLICATION OF SMG FOOD & BEVERAGE, LLC FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 700 FEET BY 448 FEET AT PINWOOD BOWL THEATER AT 3201 SOUTH CODDINGTON ON AUGUST 20, 21 & 22, 2015 FROM 6:00 A.M. TO 2:00 A.M. - CLERK read the following resolution, introduced by Jon A. Camp, who moved its adoption for approval:

A-88914 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that the application of SMG Food & Beverage, LLC for a special designated license to cover an outdoor area measuring approximately 700 feet by 448 feet in the Pinewood Bowl Theater, 3201 South Coddington, Lincoln, Nebraska, on August 20, 21 & 22, 2015, between the hours of 6:00 a.m. and 2:00 a.m., be approved with the condition that the premises complies in every respect with all City and State regulations and with the following requirements:

1. Identification to be checked, wristbands required on all parties wishing to consume alcohol.
2. Adequate security shall be provided for the event.
3. The area requested for the permit shall be separated from the public by a fence or other means.
4. Responsible alcohol service practices shall be followed.

BE IT FURTHER RESOLVED the City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon A. Camp

Seconded by Fellers & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPLICATION OF SMG FOOD & BEVERAGE, LLC FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 700 FEET BY 448 FEET AT PINWOOD BOWL THEATER AT 3201 SOUTH CODDINGTON ON SEPTEMBER 10, 11 & 12, 2015 FROM 6:00 A.M. TO 2:00 A.M. - CLERK read the following resolution, introduced by Jon A. Camp, who moved its adoption for approval:

A-88915 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that the application of SMG Food & Beverage, LLC for a special designated license to cover an outdoor area measuring approximately 700 feet by 448 feet in the Pinewood Bowl Theater, 3201 South Coddington, Lincoln, Nebraska, on September 10, 11 & 12, 2015, between the hours of 6:00 a.m. and 2:00 a.m., be approved with the condition that the premises complies in every respect with all City and State regulations and with the following requirements:

1. Identification to be checked, wristbands required on all parties wishing to consume alcohol.
2. Adequate security shall be provided for the event.
3. The area requested for the permit shall be separated from the public by a fence or other means.
4. Responsible alcohol service practices shall be followed.

BE IT FURTHER RESOLVED the City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon A. Camp

Seconded by Fellers & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

PUBLIC HEARING - RESOLUTIONS

ASSESSING NUISANCE ABATEMENT COSTS ASSOCIATED WITH THE CLEAN UP WORK BY THE BUILDING AND SAFETY DEPARTMENT ON THE PROPERTY GENERALLY LOCATED AT 340 NW 19TH STREET - CLERK read the following resolution, introduced by Jonathan Cook, who moved its approval:

A-88916 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing held before the City Council, the clean up expenses approved by the District Court of Lancaster County, Nebraska in the case of City of Lincoln, Nebraska v. Thomas J. Dougherty and Patrick J. Dougherty, CI 14-1647, and shown on the report which is attached hereto as Attachment "A" and

made a part of this resolution are hereby assessed against the property described as Lot 8, Block 7, Woods Bros. Lakeview Acres, Lincoln, Lancaster County, Nebraska, commonly known as 340 NW 19th Street, Lincoln, Nebraska and shall constitute a lien against such property until paid. Said assessment shall draw interest at the rate of 14.00% per annum.

Introduced by Jonathan Cook

Seconded by Eskridge & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPROVING 48 BOWL, INC. DBA HOLLYWOOD BOWL AS A KENO SATELLITE SITE AT 920 NORTH 48TH STREET - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-88917 WHEREAS, the City of Lincoln and the County of Lancaster, Nebraska have entered into an Interlocal Agreement for the purpose of providing for a joint City-County keno lottery; and
WHEREAS, the City has entered into a contract for the operation of a keno type lottery with EHPV Lottery Services, LLC, a Nebraska limited liability company; and
WHEREAS, Section 5 of the Interlocal Agreement and Section 3(b) of the Keno Contract grant the City the authority to approve all satellite locations within the corporate limits of Lincoln; and
WHEREAS, all requirements under the Interlocal Agreement and the Keno Contract governing the establishment and location of keno satellite sites have been met.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska that a keno satellite site is hereby authorized at the location of 48 Bowl, Inc. dba Hollywood Bowl, 920 North 48th Street, Lincoln, NE 68504.

The City Clerk is directed to return an executed copy of this Resolution to Hollywood Bowl, 920 North 48th Street, Lincoln, NE 68504.

Introduced by Jon A. Camp

Seconded by Eskridge & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPROVING THE RENEWAL OF AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF LINCOLN AND THE UNIVERSITY OF NEBRASKA-LINCOLN OFFICE OF ONLINE AND DISTANCE EDUCATION TO PROVIDE FOR ONLINE PORTAL AND PROGRAM DELIVERY FOR ONLINE FOOD HANDLER AND CITY ALCOHOL/SELLER TRAINING PROGRAMS - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-88918 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the Agreement between the City of Lincoln, on behalf of the Lincoln-Lancaster County Health Department and the University of Nebraska-Lincoln Office of Online and Distance Education to provide for online portal and program delivery for online food handler and city alcohol server/seller training programs, upon the terms and conditions as set forth in said Agreement, which is attached hereto marked as Attachment "A" and made a part hereof by reference, is hereby accepted and approved and the Mayor is hereby authorized to execute said Agreement on behalf of the City.

The City Clerk is directed to send a copy of this Resolution and one fully executed Agreement to Judy Halstead, Director of the Lincoln-Lancaster County Health Department, for transmittal to the University of Nebraska-Lincoln.

Introduced by Jonathan Cook

Seconded by Eskridge & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

APPROVING A TRANSFER OF APPROPRIATIONS IN THE AMOUNT OF \$10,181.36 FROM GENERAL FUND, ACCOUNT 01001.5989 (DISCRETIONARY FUNDS OF JONATHAN COOK) TO ACCOUNT 409360.6138, PARKS & RECREATION DEPARTMENT CIP COMMUNITY ACTION PROGRAM - CLERK read the following resolution, introduced by Jonathan Cook, who moved its adoption:

A-88919 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That a transfer of appropriations in the amount of \$10,181.36 from General Fund, Account 01001.5989 (Discretionary Funds of Jonathan Cook) to Account 409360.6138, Parks & Recreation Department CIP Community Action Program, is hereby approved and the Finance Director is authorized to make such transfer upon passage of this resolution.

Introduced by Jonathan Cook

Seconded by Eskridge & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

ORDINANCES - 2ND READING & RELATED RESOLUTIONS (as required)

CHANGE OF ZONE 15011 - APPLICATION OF TRONCONE FAMILY TRUST FOR A CHANGE OF ZONE FROM AG AGRICULTURAL DISTRICT TO AGR AGRICULTURAL RESIDENTIAL DISTRICT ON PROPERTY GENERALLY LOCATED AT 9400 SOUTH 56TH STREET - CLERK read an ordinance,

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introduced by Jonathan Cook, amending the Lincoln Zoning District Maps adopted by reference and made a part of Title 27 of the Lincoln Municipal Code, pursuant to Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the second time.

TEXT AMENDMENT 15003 - AMENDING SECTION 27.63.090 OF THE LINCOLN MUNICIPAL CODE TO PROVIDE THAT THE NUMBER OF MEMBERS RESIDING IN A DWELLING FOR MEMBERS OF A RELIGIOUS ORDER MAY BE INCREASED UP TO 100% WHEN THE DWELLING IS LOCATED WITHIN 600 FEET FROM THE BOUNDARY OF A SCHOOL, CHURCH, OR EARLY CHILDHOOD CARE FACILITY SERVED BY THE MEMBERS AND AMENDING TABLE 27.72.010(C) "EXCEPTIONS TO THE MINIMUM LOT REQUIREMENTS IN THE AG AND AGR DISTRICTS" IN SECTION 27.72.010(C) OF THE LINCOLN MUNICIPAL CODE TO ALLOW A DWELLING FOR MEMBERS OF A RELIGIOUS ORDER IN THE AG DISTRICT ON A LOT HAVING A MINIMUM AREA OF FIVE ACRE - CLERK read an ordinance, introduced by Jonathan Cook, amending Title 27 of the Lincoln Municipal Code relating to the Zoning Code by amending Section 27.63.090 to provide that the number of members residing in a dwelling for members of a religious order may be increased up to 100% when the dwelling is located within 600 feet from the boundary of a school, church, or early childhood care facility served by the members; and amending Table 27.72.010(c) "Exceptions to the Minimum Lot Requirements in the AG and AGR Districts" in Section 27.72.010 to allow dwellings for members of a religious order in the AG district on a lot having a minimum lot area of five acres; and repealing Sections 27.63.090 and 27.72.010 of the Lincoln Municipal Code as hitherto existing, the second time.

VACATION 15004 - VACATING APPROXIMATELY 0.34 ACRES OF M STREET RIGHT-OF-WAY ALONG THE SOUTH SIDE OF "M" STREET FROM A POINT 15 FEET WEST OF THE EAST RIGHT-OF-WAY LINE OF 7TH STREET TO THE WEST RIGHT-OF-WAY LINE OF 8TH STREET, AND A PORTION OF L STREET RIGHT-OF-WAY ALONG THE NORTH SIDE OF "L" STREET FROM A POINT 15 FEET WEST OF THE EAST RIGHT-OF-WAY LINE OF 7TH STREET TO THE WEST RIGHT-OF-WAY LINE OF 8TH STREET. (RELATED ITEMS: 15-64, 15R-84, 15R-85) - CLERK read an ordinance, introduced by Jonathan Cook, vacating approximately 0.34 acres of M Street right-of-way along the south side of "M" Street from a point 15 feet west of east right-of-way line of 7th Street to the west right-of-way line of 8th Street, and a portion of L Street right-of-way along the north side of "L" Street from a point 15 feet west of the east right-of-way line of 7th Street to the west right-of-way line of 8th Street, the second time.

APPROVING A PERMANENT SUBSURFACE UNDERGROUND GEOTHERMAL AND PERMANENT ABOVE GROUND ACCESS EASEMENT AGREEMENT BETWEEN THE CITY OF LINCOLN AND THE DAIRY HOUSE, LLC GRANTING THE DAIRY HOUSE AN EASEMENT TO INSTALL, OPERATE, INSPECT, MAINTAIN, REPAIR, AND REPLACE GEOTHERMAL WELLS BENEATH A PORTION OF THE 8TH STREET AND "M" STREET PUBLIC RIGHT OF WAYS; AND GRANTING THE DAIRY HOUSE AN EASEMENT TO CONFIGURE, STRIPE, MARK, AND USE PORTIONS OF THE SURFACE OF SAID RIGHT-OF-WAYS FOR PARKING AND ACCESS ACROSS THE EASEMENT AREAS TO PERFORM SUCH WORK, ON PROPERTY GENERALLY LOCATED BETWEEN "M" STREET AND "L" STREET AND 7TH STREET AND 8TH STREET. (RELATED ITEMS: 15-64, 15R-84, 15R-85) (ACTION DATE: 5/11/15)

APPROVING A MAINTENANCE AND REPAIR AND PUBLIC ACCESS EASEMENT AGREEMENT BETWEEN THE DAIRY HOUSE, LLC AND THE CITY OF LINCOLN, GRANTING THE CITY A MAINTENANCE AND REPAIR EASEMENT OVER A PORTION OF VACATED M STREET AND L STREET, TO MAINTAIN AND REPAIR THE ABUTTING NON-VACATED M AND L STREET AND GRANTING THE CITY A PUBLIC ACCESS EASEMENT TO USE THE SIDEWALKS LOCATED ON VACATED M STREET AND L STREET OR GRANTOR'S PROPERTY FOR PEDESTRIAN ACCESS, ON PROPERTY GENERALLY LOCATED BETWEEN "M" STREET AND "L" STREET AND 7TH STREET AND 8TH STREET. (RELATED ITEMS: 15-64, 15R-84, 15R-85) (ACTION DATE: 5/11/15)

ORDINANCES - 3rd READING & RELATED RESOLUTIONS - (as required)

APPROVING THE BLUE BLOOD BREWING COMPANY REDEVELOPMENT AGREEMENT BETWEEN THE CITY OF LINCOLN AND BLUE BLOOD BREWING COMPANY, INC. RELATING TO THE REDEVELOPMENT OF PROPERTY LOCATED AT 3235 SOUTH 10TH STREET FOR CONSTRUCTION OF A BREWERY AND TAPROOM, INCLUDING RENOVATION, RESTORATION, AND OPENING OF ROBBER'S CAVE. (RELATED ITEMS: 15R-78, 15R-79, 15-60) (ACTION DATE: 5/4/15) - CLERK read the following resolution, introduced by Roy Christensen, who moved its adoption:

A-88920 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the attached City of Lincoln Redevelopment Agreement for Blue Blood Brewing Company, between the City of Lincoln, Nebraska and Blue Blood Brewing Company, Inc. relating to the redevelopment of property generally located at 3235 South 10th Street for construction of a brewery and

taproom, including renovation, restoration, and opening of Robber's Cave, upon the terms and conditions set forth in said Redevelopment Agreement, which is attached hereto marked as Attachment "A", is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

The City Clerk is directed to transmit one fully executed original and one copy of said Agreement to David Landis, Urban Development Department. David Landis is further directed to transmit the original Agreement to Blue Blood Brewing Company, Inc.

Introduced by Roy Christensen

Seconded by Eskridge & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

AMENDING THE FY 14/15 CIP TO AUTHORIZE AND APPROPRIATE \$130,000.00 IN TIF FUNDS FOR THE BLUE BLOOD BREWING COMPANY REDEVELOPMENT PROJECT. (RELATED ITEMS: 15R-78, 15R-79, 15-60) (ACTION DATE: 5/4/15) - CLERK read the following resolution, introduced by Roy Christensen, who moved its adoption:

A-88921 WHEREAS, Resolution No. A-88504, adopted by the City Council of Lincoln, Nebraska on August 25, 2014, adopted the fiscal year 2014-2015 and 2015-2016 annual budgets for the City of Lincoln and further adopted the Capital Improvement Program attached to Resolution No. A-88504 as Schedule No. 5; and

WHEREAS, it is necessary to amend the Schedule of Capital Improvement Projects for the fiscal year beginning September 1, 2014 within the Capital Improvement Program (CIP) adopted by and attached to Resolution No. A-88504 as Schedule 5 to establish the Blue Blood Brewing Company Redevelopment Project (an approved project in the Van Dorn Redevelopment Plan) to construct a brewery and taproom, to renovate, restore, and open Robber's Cave, and to pay site acquisition costs associated with said Project as a capital improvement project within the adopted Capital Improvement Program; and (2) transferring and establishing appropriations in the amount of \$130,000.00 from TIF funds for said capital improvement project.

WHEREAS, Article IX-B Section 7 of the Lincoln City Charter states that, "The [city] council shall not appropriate any money in any budget for any capital improvements project unless and until the conformity or non-conformity of the project has been reported on by the Planning Department by special report or in connection with the Capital Improvements Programming process." The Charter definition of "Planning Department" includes the Planning Commission; and

WHEREAS, the Lincoln City-Lancaster County Planning Commission has previously reviewed the Blue Blood Brewing Company Project for conformity or non-conformity with the Comprehensive Plan as a capital improvement project to be funded by TIF as part of its review of the amendment to the Van Dorn Redevelopment Plan to add the Blue Blood Brewing Company Project and the Planning Commission found the proposed project to be in conformity with the Comprehensive Plan.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

1. That the implementation of the Van Dorn Redevelopment Plan, Blue Blood Brewing Company Redevelopment Project, to construct a brewery and taproom, to renovate, restore, and open Robber's Cave, and to pay site acquisition costs associated with said Project, is hereby established and added to the Urban Development Department's list of fiscal year 2014-15 capital improvement projects within the Capital Improvement Program adopted by and attached to Resolution No. A-88504 as Schedule 5.

2. That the City Council hereby appropriates and directs the Finance Director to make the necessary adjustments to the annual budget to designate \$130,000.00 from Tax Increment Financing for this Blue Blood Brewing Company Redevelopment Project.

Introduced by Roy Christensen

Seconded by Eskridge & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

AUTHORIZING THE ISSUANCE OF TAX ALLOCATION BONDS FOR THE BLUE BLOOD BREWING COMPANY ROBBER'S CAVE PROJECT. (RELATED ITEMS: 15R-78, 15R-79, 15-60) - CLERK read an ordinance, introduced by Roy Christensen, authorizing and providing for the issuance of City of Lincoln, Nebraska Tax Allocation bonds, notes or other obligations, in one or more taxable or tax-exempt series, in an aggregate principal amount not to exceed \$130,000 for the purpose of (1) paying the costs of acquiring, purchasing, constructing, reconstructing, improving, extending, rehabilitating, installing, equipping, furnishing and completing certain improvements within the City's Blue Blood Brewery redevelopment project area, including acquiring any real estate and/or interests in real estate in connection therewith, and (2) paying the costs of issuance thereof; prescribing the form and certain details of the bonds, notes or other obligations; pledging certain tax revenue and other revenue to the payment of the principal of and interest on the bonds, notes or other obligations as the same become due; limiting payment of the bonds, notes or other obligations to such tax revenues; creating and establishing funds and accounts; delegating, authorizing and directing the Finance Director to exercise his independent discretion and judgment in determining and finalizing certain terms and provisions of the bonds, notes or other obligations not specified herein; taking other actions and making other covenants and agreements in connection with the foregoing; and related matters, the third time.

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CHRISTENSEN Moved to pass the ordinance as read.
Seconded by Eskridge & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.
The ordinance, being numbered **#20192**, is recorded in Ordinance Book #29.

RESOLUTION FOR - ACTION ONLY

APPROVING A CONTRACT AGREEMENT BETWEEN THE CITY OF LINCOLN AND US LAWN FOR THE ANNUAL REQUIREMENTS FOR MOWING AT SOUTH STREET MAINTENANCE SHOP, PURSUANT TO QUOTE NO. 5073, FOR A FOUR-YEAR TERM. (4/27/15 - ACTION DELAYED FOR 1 WEEK TO 05/04/15) - CLERK read the following resolution, introduced by Roy Christensen, who moved its adoption:

A-88922 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:
That the Contract Agreement between the City of Lincoln and US Lawns for the annual requirements for mowing at South Street Maintenance Shop, pursuant to Quote No. 5073, for a four-year term, upon the terms and condition as set forth in said Contract Agreement, is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

Introduced by Roy Christensen

Seconded by Eskridge & carried by the following vote: AYES: Camp, Christensen, Cook, Emery, Eskridge, Fellers, Gaylor Baird; NAYS: None.

RESOLUTIONS - 1ST READING

APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF LINCOLN AND LANCASTER COUNTY ON BEHALF OF LANCASTER COUNTY CORRECTIONS COMMUNITY SERVICE PROGRAM TO CONDUCT ROADSIDE LITTER PICKUP ALONG COUNTY ROADS BY INMATES AND TO PROVIDE SUPERVISION OF THE INMATES FOR A TERM OF MAY 1, 2015 THROUGH DECEMBER 31, 2015.

ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH FOR THE PERIOD OF APRIL 16-30, 2015.

ORDINANCES - 1ST READING & RELATED RESOLUTIONS (as required)

REPEALING ORDINANCE NO. 20160 CREATING SIDEWALK DISTRICT NO. 97, BEING 6844 LAURENT CIRCLE, AS THE SIDEWALK WAS BUILT BY OWNER - CLERK read an ordinance, introduced by Carl Eskridge, amending Chapters 3.16 of the Lincoln Municipal Code relating to Sales and Use Tax, by amending Sections 3.16.010 to increase City Sales and Use Tax rate from one and on-half percent to one and three-quarters percent beginning on October 1, 2015 and ending on October 1, 2018, allowing the revenue raised from the additional one-quarter percent sales tax to go into non-general fund accounts, and repealing Sections 3.16.010 and 3.16.040 of the Lincoln Municipal Code as hitherto existing, the first time.

AMENDING SECTION 3.16.010 OF THE LINCOLN MUNICIPAL CODE TO INCREASE THE LOCAL OPTION SALES TAX RATE BY 1/4 PERCENT FROM 1.5% TO 1.75% FOR THREE YEARS TO PAY FOR A NEW RADIO SYSTEM AND THE CONSTRUCTION OF THREE NEW FIRE STATIONS AND ONE JOINT POLICE/FIRE STATION - CLERK read an ordinance, introduced by Carl Eskridge, repealing Ordinance No. 20160 which created Sidewalk District No. 97, being 6844 Laurent Circle, as the sidewalk was built by the property owner, the first time.

APPROVING A REAL ESTATE SALES AGREEMENT BETWEEN THE CITY OF LINCOLN AND NEBCO, INC. AUTHORIZING THE SALE OF CITY OWNED SURPLUS PROPERTY GENERALLY LOCATED IN THE LINCOLN WATER SYSTEM WELL FIELDS IN SAUNDERS COUNTY - CLERK read and ordinance, introduced by Carl Eskridge, approving a Real Estate Sales Agreement between the City of Lincoln and NEBCO, Inc., dba Western Sand & Gravel Co. authorizing the sale of approximately 3.5 acres of City owned property generally located in the Lincoln Water System wellfield adjacent to the sand and gravel operation in Saunders County, Nebraska, the first time.

4:29 P.M.

ADJOURNMENT

CAMP Moved to adjourn the City Council Meeting of May 4, 2015.
Seconded by Fellers and carried by the following vote; AYES: Camp, Christensen, Emery, Eskridge, Fellers; Gaylor Baird; ABSENT: Cook; NAYS None.

Teresa J. Meier, City Clerk

Soulinnee Phan, Office Specialist

